

DIST/OFFICE	VR.	DOCKET NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	S	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET NUMBER
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PLAINTIFFS

DEFENDANTS

ALFRED ALLEN LOWE

LEE WAY MOTOR FREIGHT, INC.,
~~and THE INTERNATIONAL BROTHER-~~
~~HOOD OF TEAMSTERS, Warehouse-~~
~~men, and Chauffeurs., The~~
 Teamsters Union, Local Number 523

CAUSE

42 USC 2000 et seq.

42 USC 1981, 1983

28 USC 1331, 1343, 2201

Plaintiff was discriminated against at his place of employment solely on the ground of his race and national origin.

ATTORNEYS

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<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORM PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	3-1-75
				JS-6	6-1-76

DATE	NR.	PROCEEDINGS
2-4-75	1.	Complaint, filed. Summons issued. lm
2-19-75		Summons, ret. & filed: served Lee Way Motor Freight by serving Sidney Upsher, Registered Agt., Ok. City, Ok. 2-5-75; served International Brotherhood of Teamsters, etc., Wash. D. C. 2-11-75. (USM \$9.20)g
2-26-75	2.	Order, filed, Extending Time to Ans. or Plead until 3-10-75(JCS-Clk)jj
3-5-75	3.	Motion of Internatinnal Brotherhood of Teamsters to dismiss, filed. g
3-5-75	4.	Brief in support of Inter'l. Brotherhood's mot. to dismiss, filed. g
3-5-75	MO	Ordered by Court that pltf. have 10 days to respond to motion to dismiss. (HDC-J)g
3-6-75	5.	AMENDMENT TO COMPLAINT, filed. v -summons issued.
3-10-75	6.	Affidavit of Weldon L. Mathis, filed. v (in support of pldg. no. 3)
3-12-75	7.	Answer of Defendant Lee Way Motor Freight, Inc. , filed. mm
3-12-75	8.	Demand for Jury Trial by the Defendant, filed. mm
3-14-75		Summons, ret. & filed; served amend. compl. on Teamsters Union Local 523, Tulsa, Ok. 3-7-75. (USM \$3.48)g
3-17-75	9.	Separate ans. of Deft. Lee Way Motor Freight, Inc., to Amendment to Compl., fld. v
3-19-75	10	RESPONSE to deft. International Brotherhood of Teamsters' Motion to Dismiss, filed. lm
3-26-75	11.	Applic. for ext. of time to ans. or plead, filed (Teamsters Local). hm
3-26-75	12.	Order extending time to ans. or plead, filed, granting deft. Teamsters Local Union No. 523 until 4-10-75 to ans. or plead. (JCS-Clk)hm (copies mailed by counsel)
4-10-75	13.	ANSWER of Defts. Teamsters Union Local 523 (Tulsa Gen. Drivers, Warehousemen and Helpers Local 523), filed.jj
4-21-75	14.	Order dismissing the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, filed and entered. (HDC-J)hm (copies mailed)
5-16-75	15	Plts' mot. to strike deft Lee Way Motor Freight's demand for Jury trial, filed.k
5-16-75	16	Brief in support of pltf's mot. to strike deft's demand for JT, filed.k
5-16-75	MO	It is ordered by the Court that defts. are granted 10 days to respond to pltf's mot. to strike demand for JT. (HDC-J)k cps mld
5-27-75	17.	Responsive brief of Teamsters Local Union 523, filed. v
5-29-75	18	Memorandum of deft. Lee Way Motor Freight in opposition to pltf's mot. to strike demand for jury trial, filed. g
6-20-75		Letter, filed, from def., Lee Way Motors, as suppl. to brief, dated 6/19/75. rm <i>attn: Lee Way Motors (4/18)</i>
7-10-75	19	Order, filed, sustaining pltf's mot. to strike deft's demand for jury trial. (HDC-J)g mailed.
7-16-75	MO	Case set for PT hearing 8-27-75 at 12:00 noon. (HDC-J)hm

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-45 Sheet 2, Page 3 XXXX XX XXXXX
Alfred Allen Lowe, et al.		Lee Way Motor Freight, Inc., et al.	
DATE	NR.	PROCEEDINGS	
7-21-75	20.	Notice to Take Depositions Upon Oral Examination of Pltf., Alfred Allen Lowe, fld. v	
7-21-75	21.	Request by Lee Way Motor Freight, Inc., for Production of Documents, filed. v	
8-25-75	22.	Pltf.'s Mot. to Dismiss w/prejudice the Teamsters Union Local 523 a/k/a Tulsa General Drivers, Warehousemen and Helpers Local 523 as Party Dft., filed. v	
8-25-75	23.	Order, filed and entered, dismissing w/prejudice the Teamsters Union Local 523 a/k/a Tulsa General Drivers, Warehousemen and Helpers Local 523 as Party Deft. (HDC-J)v	
8-27-75	MO:	Pretrial hearing held. Statements made. Proposed pretrial order filed in open court. Upon statements of counsel, Equal Practices Committee to be dismissed as party pltf. Pltf. directed to prepare order. Pltf. given 20 days to submit interrogatories & PT order to be filed within 30 days. Case set for non-jury trial 2-11-76 at 10:00 a.m. (HDC-J)hm	
8-27-75	24.	Proposed pretrial order, filed. hm	
9-8-75	25.	Order, filed and entered, that the complaint is Dismissed with prejudice against Deft. Teamsters Union Local 523, a/k/a Tulsa Gen. Drivers, Warehousemen and Helpers Local 523. Further ordered that this action is set for trial 2-11-76, at 10:00 a. m. and Pltf. is granted 20 days from this date to file & serve interrogs. upon the Deft. Further ordered that Pltf. will w/in 30 days from this date submit to the Court an agreed to pretrial order. Parties may suppl. such order w/additional witnesses and exhibits up to 30 days prior to trial date. (HDC-J)v -cps mld.	
9-16-75	26.	Plaintiff's First Interrogatories to Defendant Company, filed. mm	
9-17-75		Reporter's Transcript of Proceedings had on 8-27-75 - Pretrial Conference, filed. lm (Orig. & Clk's cpy)	
9-25-75	27.	Joint appl. of parties for ext. of time to submit pre-trial order, filed. rm	
9-25-75	28.	Order, filed, Extending Time for Filing PT Order 15 days from and after September 25, 1975 (10-10-75)HDC-J)jj	
10-15-75	29.	Deft's proposed pretrial order, filed. hm	
10-17-75	30.	Pltf's proposed pretrial order, filed. hm	
10-17-75	MO:	Parties directed to file a brief Statement of Difference in the proposed PT orders, setting out the reasons therefor, within 10 days. (HDC-J)hm	
10-23	31.	Pltf's Supplemental and Amended Proposed PT Order, filed.jj	
10-28	32.	Statement by Deft. of Differences and Reasons between Proposed PT Orders, filed.jj	
10-28	33.	Statement by Pltf. of Differences and Reasons between Proposed PT Orders, filed.jj	
10-31	34.	Stipulation of parties re ext. of time to ans. interrogs. of Pltf., filed. v o	
10-31	35.	Deft.'s Statement of Differences as to Pltf.'s Suppl. & Amended Proposed PT Order, fld. v	

JUDGE COOK

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-45</u> <u>Sheet 2, Page 4</u> XXXXXXXXXXXXXXXXXXXX
Alfred Allen Lowe		Lee Way Motor Freight, Inc.	
DATE	NR.	PROCEEDINGS	
<u>1975</u>			
10-31	36	Order granting deft. Lee Way Motor Freight 30 days from 10-31-75 to answer inrerrogatories, filed. (HDC-J)g cpies mailed	
12-4	37.	Deft's answers to pltf's first interrogs., filed. ph	
12-4	38.	Suggestions in support of objections to pltf's first interrogs., filed. ph	
12-15	39	Stipulation as to Deft's Objections to Pltf's Interrog w/ approval by the Court, filed. (HDC-J)tc	
<u>1976</u>			
1-12	40	Pltf's supplemental list of witnesses, filed.k	
1-14	41.	Letter dated this date from Judge Cook to parties advising that pltf's proposed PT order & Supplemental & Amended proposed PT order are approved & will be entered as PT orders in the case, with certain paragraphs of pltf's suppl. & amended proposed PT order being stricken. (HDC-J)hm (letter sent parties)	
1-16	42.	Deft's Supplement to List of Exhibits and Witnesses in PTO, filed.lm	
2-11		Deposition of Alfred Allen Lowe, filed. (Fees: \$199.50 pd. by deft.'hm Subpoena g ret. & filed: served Jerry Burkhardt, Don Cox, Thomas Wade, Leroy Rutledge, Don Howard and R. T. Copeland on 2-10-76.(USM \$12.72)g	
2-11			
2-11	M0:	Case tried to the Court Feb. 11 & 12. Parties announce ready. Philip Kaplan admitted for purposes of this case. Opening statements made. Pltf. presents case in chief w/test. of witnesses. Exhibits admitted. Pltf. rests. Deft. presents case in chief w/test. of witnesses and rests. Parties rest. Closing arguments waived. Parties directed to file simultaneous briefs, suggested F/F & C/L within 30 days; 10 days thereafter to respond. (HDC-J)hm	
2-12		Trial exhibits, filed. hm	
3-15-76	43.	Deft. Proposed Findings of Fact & Conclusions of Law,filed.t	
3-15-76	44.	Deft's Brf. (Pltf. has failed to make out a Prima Facie Case),filed.t	
3-16	45.	Pltfs. closing brief, filed. rm	
5-5	46.	Judgment, filed and entered that judgment be entered in favor of the deft. and that each party suffer its own costs.(HDC-J)ph cps mld	